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1 2 3 4 5 6 7 8	LEE-ANNE MULHOLLAND, State Bar No. 243999 WILSON SONSINI GOODRICH & ROSATI Professional Corporation 650 Page Mill Road Palo Alto, CA 94304-1050 Telephone: (650) 493-9300 Facsimile: (650) 565-5100 lcunningham@wsgr.com Attorneys for Defendant DAVID A. NILSEN			
9	UNITED STATES DISTRICT COURT			
10	NORTHERN DISTRICT OF CALIFORNIA			
11	SAN JOSE DIVISION			
12				
13	UNITED STATES OF AMERICA, C	ASE NO.: 5:09-cr-00895-EJD		
14 15	Plaintiff,) O	TIPULATION AND [FROPOSIDAD] ORDER CONTINUING ENTENCING DATE FROM		
16	v.) F.	EBRUARY 27, 2012 TO APRIL 2, 012		
17				
18	MANOEL ANTONIO ERRICO,)			
19	Defendants.			
20)			
21				
22	The United States and the Defendant, David A. N	The United States and the Defendant, David A. Nilsen, through their respective counsel,		
23	have agreed to continue the date set for sentencing in this matter from February 27, 2012 to			
24	April 2, 2012 at 1:30 p.m., or as soon thereafter as the matter may be heard. The United States			
25	Probation Officer assigned to this matter has been informed of, and assented to, the agreed upon			
26	continuance. The requested continuance is needed because of the unavailability of counsel to			
27	prepare sentencing materials in a timely manner for a February 27, 2012 sentencing hearing.			
28	The United States Probation Officer notified the Court or	n February 13, 2012, that this stipulation		
	STIPULATION & [PROPOSED] ORDER CONTINUING SENTENCING DATE CASE NO.: 5:09-CR-00895-EJD	4783514_1.DOCX		

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1	would be filed and requested that her final presentence report be due fourteen (14) days prior to			
2	the new sentencing date. The parties also respectfully request that their respective sentencing			
3	memoranda be due no earlier than seven (7) days from the time the final presentence report is			
4	disclosed.			
5	GO CENTRALLA ATTENTA			
6	SO STIPULATED.			
7				
8				
9	Dated: February 13, 2012 By: /s/ Leo P. Cunningham Leo P. Cunningham			
10	WILSON SONSINI GOODRICH & ROSATI Attorney for Defendant DAVID A. NILSEN			
11				
12	Dated: February 13, 2012 By: /s/ Jonathan Schmidt			
13	Jonathan Schmidt ASSISTANT UNITED STATES ATTORNEY			
14				
15				
16				
17	[PROPOSED] ORDER			
18	At the request of counsel, and with the assent of the Probation Officer, and for good			
19	cause shown, sentencing in this matter is hereby continued to April 2, 2012 at 1:30 p.m. The			
20	parties shall file their respective sentencing memoranda seven (7) days after the final presentence			
21	report is disclosed.			
22				
23	IT IS SO ORDERED.			
24	$- \circ \circ \circ \circ \circ$			
25	Dated: February 15, 2012			
26	THE HON. EDWARD J. DAVILA UNITED STATES DISTRICT JUDGE			
27				
28				
	STIPULATION & [PROPOSED] ORDER CONTINUING -2- SENTENCING DATE CASE NO.: 5:09-cr-00895-EJD			

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1	ECF CERTIFICATION		
2	I, Leo P. Cunningham, am the ECF User whose identification and password are being		
3	used to file this STIPULATION AND [PROPOSED] ORDER CONTINUING SENTENTING		
4	DATE FROM FEBRUARY 27, 2012 TO APRIL 2, 2012. In compliance with General Order		
5	45.X.B, I hereby attest that Jonathan Schmidt has concurred in this filing.		
6	Dated: February 13, 2012	WILSON SONSINI GOODRICH & ROSATI	
7		Professional Corporation	
8			
9		By: /s/ Leo P. Cunningham Leo P. Cunningham	
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	STIPULATION & [PROPOSED] ORDER CONTINUING SENTENCING DATE	-3-	4783514_1.DOCX